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Attorneys for Defendants CON-FAB CALIFORNIA CORPORATION BAY CITIES PAVING & GRADING, INC.

UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA

THE FORT MILLER CO., INC., a New York corporation,

Plaintiff,

VS.

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CON-FAB CALIFORNIA CORPORATION, a California corporation; BAY CITIES PAVING & GRADING, INC., a California corporation,

Defendants.

Case No. C 11-05473 CRB

STIPULATION AND [PROPOSED]
ORDER CONTINUING THE INITIAL
CASE MANAGEMENT CONFERENCE
AND RELATED DEADLINES

KERR WAGSTAFFE

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STIPULATION

Defendants Con-Fab California Corporation and Bay Cities Paving & Grading, Inc. (collectively Defendants), and Plaintiff The Fort Miller Co., Inc., by and through their counsel, hereby stipulate as follows:

WHEREAS Plaintiff commenced this Action on November 10, 2011;

WHEREAS this case was initially assigned on November 10, 2011 to U.S. Magistrate Judge Grewal, who set an initial case management conference for December 27, 2011;

WHEREAS the December 27, 2011 case management conference before Judge Grewal and related deadlines were vacated on December 6, 2011 pending reassignment to a U.S. District Judge;

WHEREAS this case was later re-assigned to this Court on December 8, 2011:

WHEREAS on December 14, 2011 this Court set an initial case management conference for January 6, 2012;

WHEREAS counsel has a scheduling conflict with the January 6, 2012 case management conference date; and

WHEREAS the Court has already approved the parties' stipulated extension of time within which Defendants may file their Answer to January 20, 2012;

NOW THEREFORE, the parties have agreed, subject to the Court's approval, that the initial case management conference in this matter be continued to February 17, 2012 at 8:30a.m. Pursuant to the Court's Order setting Case Management Conference, counsel shall meet and confer not less than thirty (30) days in advance of the conference and shall file a joint case management statement not less than seven (7) days in advance of the conference.

IT IS SO STIPULATED.

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1	DATED: December 21, 2011 KERR & WAGSTAFFE LLP
2	By /s/MICHAEL NG
3	MICHAEL NG Attorneys for Defendants
4	CON-FAB CALIFORNIA CORPORATION and BAY CITIES PAVING & GRADING, INC.
5	DATED: December 21, 2011 FEINBERG DAY ALBERTI & THOMPSON LLP
6	PEINBERG DAT ALBERTT & THOMPSON ELF
7	By/s/ Marc Belloli
8	Attorneys for Plaintiff
9	THE FORT MILLER CO., INC.
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12	GENREAL ORDER 45 ATTESTATION
13	I, Michael Ng, am the ECF User whose ID and password are being used to file this
14	Stipulation and [Proposed] Order. In compliance with General Order 45, X.B., I hereby attest
15	that Marc Belloli, Counsel for Plaintiff, has concurred in this filing.
16	DATED: December 21, 2011 KERR & WAGSTAFFE LLP
17	By:
18	/s/ Michael Ng
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21	PURSUANT TO STIPULATION, IT IS SO ORDERED
22	DATED: DEC 2 3 2011
23	DATED:
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25	Hon. Charles R. Breyer
26	U.S. DISTRICT JUDGE
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28 Kerr	
WAGSTAFFE LLP	Case No. C 11-05473 CRB -2- STIPULATION AND [PROPOSED] ORDER